

TEMPORARY

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 02 2006

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed AUG 02 2006

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The applicant **Black Rock City, LLC.** hereby make application for permission to change the **point of diversion, place and manner of use of a portion** of water heretofore appropriated under **Permit 2010 / Certificate 13617**  
**Black Rock City LLC filed 2/4/99 Nevada**

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1. The source of water is **Cottonwood Creek (middle fork)**
2. The amount of water to be changed (**6,000,000 - gallons**) **.20CFS**
3. The water to be used for **Commercial-Dust Control**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **NE¼ SW¼ Section 2, T.34N, R.23E M.D.B.&M, or at a point S36°E, 4350 ft from the NW corner of Section 2, T34N, R23E** **Diverting to water trucks. Applicant proposes to divert water from an existing ditch to which Cottonwood Creek is tributary.**
6. The existing permitted point of diversion is located within (**SW¼ NE¼ Section 03 T.34N, R.22E M.D.B.&M. See Attached map, filed under Permit 2010, Certificate 13617**
7. Proposed place of use **See attached BLM Closure Map. Portions of T33N, R24E, T34N, R24E, and portions of T33½N, R24E**
8. Existing place of use  

QQ	Q	Sec	Twn	Rng	BM	Acres
SE	NW	35	35N	23E	MD	40.00
SW	NE	35	35N	23E	MD	40.00

**80.00 Acres**

**7.5 acres in SW NE Sec. 35 being removed (see attached stripping map)**
9. Use will be from **August 1 to October 1** of each year.
10. Use was permitted from **April 15<sup>th</sup> to October 15th** of each year.
11. Description of proposed works **Pump from open channel into truck tenders**
12. Estimated cost of works **\$5,000.00**
13. Estimated time required to construct works **No Construction Required**
14. Estimated time required to complete the application of water to beneficial use **NA**
15. Remarks:

By Will Roger Peterson  
s/ Will Roger Peterson  
PO 319  
Gerlach, NV 89412

Compared W/ gki W/ gkl

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion, manner of use and place of use of a portion of the waters of Cottonwood Creek Middle Fork as heretofore granted under Permit 2010, Certificate 13617, is issued subject to the terms and conditions imposed in said Permit 2010, Certificate 13617, and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on October 1, 2006 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

During the period of use of this temporary permit, 6.14 acres of Permits 2010, Certificate 13617 and Permit 2579, Certificate 7692 must be removed.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.20 cubic feet per second, but not to exceed 6.0 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A - Temporary

Proof of completion of work shall be filed on or before:

N/A - Temporary

Water must be placed to beneficial use on or before:

N/A - Temporary

Proof of the application of water to beneficial use shall be filed on or before:

N/A - Temporary

Map in support of proof of beneficial use shall be filed on or before:

N/A - Temporary

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 28th day of August, A.D. 2006

Tracy Taylor, P.E.  
State Engineer